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August 15, 2008

50130-149

**VIA FACSIMILE**  
**(212) 805-7901**

AUG 15 2008

The Honorable Judge Harold Baer, Jr.  
United States District Court, Southern District  
of New York  
500 Pearl Street  
Chambers 2230  
New York, New York 10007

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 8/19/08
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Re: Arturo Reyes, et al. v. Buddha-Bar NYC, et al.  
S.D.N.Y., Docket No. 08 CV 02494

Dear Judge Baer:

This firm represents Defendants Little Rest Twelve, Inc. d/b/a Buddha Bar, Nina Zajic, David Kay and Abdul Rahman el Jastimi a/k/a Peter Jastimi in the above-referenced matter.

On July 22, 2008, the parties filed a joint Stipulation (which the Court so Ordered) granting the defendants thirty (30) days to re-file their Motion to Dismiss and/or file a responsive pleading while the parties agreed to meet and confer regarding possible settlement. While the parties have, in fact, commenced settlement discussions, further discussions beyond an initial preliminary meeting have been delayed due to a death in the family of one of the lawyers involved in the settlement discussions, and consequent delays in defendants' efforts to supply certain documents and information requested by counsel for plaintiffs. As such, the parties respectfully request that this case be stayed an additional thirty (30) days to allow the parties additional time to continue their settlement discussions, and determine if an early resolution of the case can be achieved.

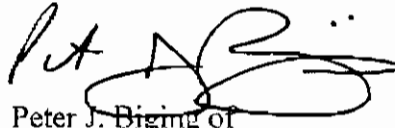
ATLANTA | CHICAGO | FORT LAUDERDALE | LAFAYETTE | LAS VEGAS | LOS ANGELES | NEW ORLEANS | NEW YORK  
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As detailed in the attached Stipulation, counsel for both Plaintiffs and the Defendants request that the time period in which Defendants may file a responsive pleading or re-file their Motion to Dismiss be stayed for an additional 30 days, until and including September 18, 2008. The parties further respectfully request that the initial conference currently scheduled for August 21, 2008 be rescheduled to a date after October 8, 2008, so that it takes place after any amended pleading has been filed. It is respectfully requested the Court so Order the Stipulation.

Respectfully,



Peter J. Biging of

LEWIS BRISBOIS BISGAARD &amp; SMITH LLP

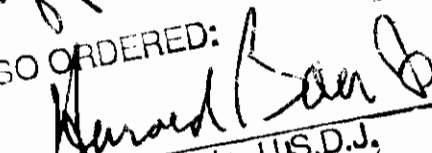
PJB

Enclosure

cc: Allegra Fishel, Esq. (via facsimile)  
Andrew Hoffman, Esq. (via facsimile)

*I'll grant the Sept 18, 08  
adjournment to  
but deny the PTC request.  
Let's at least look like  
the litigation has moved  
off the dime.*

SO ORDERED:

  
Harold Baer, Jr., U.S.D.J.Date: 8/19/08

Endorsement:

I'll grant the adjournment to September 18, 2008 but deny the PTC request. Let's at least look like the litigation has moved off the dime.